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WRITER'S DIRECT DIAL (713)-777-2321 WRITER'S DIRECT FACS. (713)-777-6908 E. MAIL: BAADLER@flash.net INTELLECTUAL PROPERTY LAW (PATENT, BIOTECHNOLOGY, COMPUTER, TRADEMARK & TRADE SECRET LAW)

February 19, 1998

Docket No.: D5442C/CIP

The Assistant Commissioner Of Patents And Trademarks **BOX NON- PROVISIONAL PATENT APPLICATION** Washington, DC 20231

Dear Sir:

Transmitted herewith for filing is a continuation-in-part application of prior application USSN 08/702,205 filed August 23, 1996 which is a file wrapper continuation of application USSN 08/312,558 filed September 26, 1994, now abandoned, which is a file wrapper continuation of application of USSN 07/866,693 filed April 10, 1992, now abandoned in the:

Name of:

Rosenblum, Michael

For: Immunotoxins Directed Against CD33 Related Surface Antigens

CLAIMS AS FILED

Fee for:	Small entity	Amount
Basic fee	\$395	\$395
Each independent claim		
in excess of 3 (0)		
Each claim excess of 20 ((0)	
Multiple dependent claim		
	TOTAL FILI	NG FEE \$395
	Deposit Account No gnment recordation fee if ar	in the total amount of ny.
X A check in the amo	ount of <u>\$395</u> to cover the fil	ing fee.

\mathbf{X}	The	Commissioner	is hereb	y author	ized to	charge	any	addition	nal :	fees
which	may	be required, or	credit an	y overpa	yment	to Depo	sit A	ccount	No.	07-
1185.										

- **X** Any additional fees under 37 CFR 1.16.
- X Any application processing fees under 37 CFR 1.17.

X Small Entity Statement

A small entity statement is enclosed and its benefit under 37 CFR 1.28(a) is hereby claimed.

X Relate Back--35 U.S.C. 120

This continuation-in-part application claims benefit of prior application USSN 08/702,205 filed August 23, 1996 which is a file wrapper continuation of application USSN 08/312,558 filed September 26, 1996, now abandoned, which is a file wrapper continuation of application of USSN 07/866,693 filed April 10, 1992, now abandoned.

<u>Assignment</u>

The application is assigned by the inventors to the

X Power of Attorney

X is attached.

 \overline{X} Address all future communications to:

Benjamin Aaron Adler

McGREGOR & ADLER, LLP

8011 Candle Lane, Houston TX 77071, (713) 777-2321

X Two photocopies of this sheet are enclosed.

Date: [65. 19,1998

Benjamin Aaron Adler, Ph.D., J.D.

Attorney for Applicant Registration No. 35,423

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Rosenblum, M. § ART UNIT:

FILED: February 19, 1998

DIAL NO

SERIAL NO.: § EXAMINER:

FOR: Immunotoxins Directed Against

CD33 Related Surface Antigens § DOCKET: D5442C/CIP

CERTIFICATE OF MAILING UNDER 37 CFR 1.10

Assistant Commissioner for Patents BOX NON-PROVISIONAL PATENT APPLICATION Washington, D.C. 20231

Dear Sir:

I hereby certify that the following documents, which are attached, are being deposited, under 37 CFR 1.10, with the United States Postal Service "Express Mail Post Office to Addressee" service as Express Mail No. EM583039425US in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, Box Non-Provisional Patent Application on February 19, 1998:

- 1) Continuation-in-part patent application with 41 pages of specification, 4 pages of claims and 17 sheets of drawings;
- 2) Transmittal Letter;
- 3) Verified Small Entity Status Form;
- 4) One Combined Declaration and Power of Attorney;
- 5) Filing fee (\$395) and return postcard.

Please return the enclosed postcard acknowledging receipt of this correspondence.

Respectfully submitted,

Benjamin Aaron Adler, Ph.D., J.D.

Registration No. 35,423 Counsel for Applicant

Date: ____/ 19/98 McGREGOR & ADLER, LLP 8011 Candle Lane Houston, Texas 77071 (713) 777-2321